

# Order

March 11, 2005

125652

LAWRENCE T. CURTIS,  
Plaintiff-Appellee,

v

CITY OF DETROIT,  
Defendant-Appellant.

Michigan Supreme Court  
Lansing, Michigan

Clifford W. Taylor  
Chief Justice

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Justices

SC: 125652  
COA: 241632  
Wayne CC: 00-032355-CH

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The defendant filed an application for leave to appeal and this Court directed that oral argument be held on whether to grant the application or take other peremptory action. The briefs and oral argument of the parties having been considered by the Court, pursuant to MCR 7.302(G)(1), in lieu of granting leave to appeal, we REVERSE the judgment of the Court of Appeals and REMAND this case to the Wayne Circuit Court for entry of a judgment in favor of defendant. Defendant fully complied with the notice requirements of the Michigan housing law, MCL 125.540, and the Detroit City Code, § 12-11-28. Whether *lis pendens* or other statutory notice obligations should be in place is not an issue for this Court.

WEAVER, J., dissents and states as follows:

I would deny leave to appeal as the Court of Appeals properly affirmed the trial court on the issues before us.

CAVANAGH and KELLY, JJ., concur in the statement of WEAVER, J.

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I, CORBIN R. DAVIS, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 11

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*Corbin R. Davis*

Clerk